

March 24, 1985
9729 Pinecrest Drive
Sun City, Arizona 85351

Mr. Harold Weisberg
7627 Old Receiver Road
Frederick, Maryland 21701

Dear Harold:

Your letter of the 16th was forwarded to me here, and it was good to hear from you. I'm afraid I have been quite remiss in keeping up correspondence while here, for which I apologize. I came out on December 1 for varied reasons--to convalesce a bit more from my hospitalization, though I was pretty much back to par by the time I left; to visit my mother, whom I hadn't seen in three years; to get some concentrated Galindez and other work done without the distractions of Washington; and, paradoxically, to take the first real break I have given myself in several years. I go back to Washington on April 10, after which mail should be sent to my post office box as usual.

I doubt that I make many more FOIA initiatives in my Galindez case research, if only because I think I have gotten more than enough from the FBI and State and enough from the CIA for extensive and very productive interviewing, and because I have sadly concluded that the law has died in the national security area and won't easily be revived. As things stand now, the FBI has finished releasing all that I want, and though it has more files I could use they are not important enough to wait years for. I may well go through full oral Vaughning of the 63 files they have released, however. Steve Doyle, the Wilmer, Cutler & Pickering partner who is representing me against the CIA, recently filed a motion with the appeals court in Washington for leave to file a Rule 60 motion with Judge Greene below and the latter motion's five or six topics included only one or two likely to be affected by the Supreme Court's Sims decision. Nevertheless, the appeals court (Scalia, Ginsburg, and Edwards, the last not participating) turned the entire motion down without prejudice on March 12, preferring to see what happens in Sims first. As the courts move steadily to the right, it seems clear that nothing further can be expected from them in the FOIA area.

As I see it, basic reform of the FOIA to remove documents of a certain age from control by the agencies and judiciary is the only thing that now makes sense. The enclosed carbon spells my ideas out somewhat more (I couldn't give the letter nearly the time I would have liked), and I would welcome your reactions.

Since you dealt with Mark Lynch, what do you think of him. He successfully represented me in my first suit against the CIA and I am grateful to him for that, but withal I didn't much care for him personally.

Best regards,



Alan L. Fitzgibbon